

- Faculté de droit
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International Criminal Law (4DR2407)

Filières concernées	Nombre d'heures	Validation	Crédits ECTS
Master bilingue en droit	Cours: 1 ph	Voir ci-dessous	2
Master en droit	Cours: 1 ph	Voir ci-dessous	2

ph=période hebdomadaire, pg=période globale, j=jour, dj=demi-jour, h=heure, min=minute

Période d'enseignement:

- Semestre Printemps

Equipe enseignante

KLOCHKO Alona, Professor (SNAU), Doctor of Legal Science (Criminal Law, Criminology, Criminal-executive Law)

Contenu

The course - International Criminal Law comprises selective topics aimed at forming students key knowledge of the basics of international criminal law. The corresponding educational course directs the attention of students specifically to the notion and general principles of the international criminal law, responsibility for committing core international crimes, implementation of international criminal law jurisdiction, the results of the activities of international organizations with the purpose qualifications of international crimes, prevention committing the international crimes. An emphasis is made on the use of comparative method

Forme de l'évaluation

A two-hour written examination on questions to be developed on the course theme. It is not recommended to use mobile phones and additional legal literature. However, the text of the Rome Statute can be used as an auxiliary source of information.

Modalités de rattrapage

In the event of failure, the evaluation will be based on a written contribution of 10 to 15 pages (maximum) on a given topic (not subject to correction). Insufficient work constitutes a definite failure

Documentation

Course syllabus, list of the recommended sources, references to the court's decisions, pp presentations available at the Moodle platform.

- Plan of the Lectures
1. Notion and General Principles of the International Criminal Law
 - 1.1. What Is International Criminal Law?
 - 1.2. International Criminal Law/Comparative Criminal Law/Domestic Criminal Law.
 - 1.3. General Principles of International Criminal Law.
 2. International Core Crimes
 - 2.1. The Social Danger of International Crimes.
 - 2.2. International Crimes in Domestic Legislation.
 - 2.3. Individual Criminal Responsibility (Art.25 of Rome Statute of International Criminal Court).
 3. Separate Areas of International Cooperation in Combating International Crimes
 - 3.1. Sources of the International Criminal Law.
 - 3.2. International Cooperation in the Fight Against Criminality. Transnational Crimes.
 - 3.3. Unification of Criminal Legislation.
 4. The Concept of Crime in International Criminal Law
 - 4.1. The evolution of the concept of a crime in international law
 - 4.2. Actus Reus
 - 4.3. Mens Rea
 5. War Crimes and Crimes of Aggression
 - 5.1. War Crimes Under the Rome Statute.
 - 5.2. War Crimes Today and the Mechanisms for Prevention.
 - 5.3. Crimes of Aggression Under the Rome Statute.
 6. Crimes against Humanity
 - 6.1. Definition of the Concept of Crimes Against Humanity in the Statutes and Judgments of Permanent And ad Hoc Tribunals
 - 6.2. Definition of the concept of crimes against humanity in Rome Statute.
 - 6.3. International Legal Mechanisms and Countermeasures of Crimes Against Humanity.
 7. Genocide
 - 7.1. Interpretation of the Definition of Genocide.

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- 7.2. Genocide as a Crime Prohibited Under International Law.
- 7.3. Genocide Prevention.

Pré-requis

Criminal Law, International Public Law

Forme de l'enseignement

Full-time

Objectifs d'apprentissage

Au terme de la formation l'étudiant-e doit être capable de :

- Develop the skills for orientation in the main normative acts on combating international crimes and cooperation on such crimes prevention
- Compare the provisions of individual national legal systems regarding responsibility for crimes against peace, security and international legal order
- Define the core international crime, the jurisdiction of the International Criminal Court, the main procedures of the Court, its cooperation with states and other subjects of international law

Compétences transférables

- Interpret the norms of international treaties, as well as individual decisions of international courts
- Explain the elements of international crimes, to determine the principles of their implementation in the national legal order and methods of overcoming conflicts between the material norms of international and national law
- Anticipate the further tendencies and development of international criminal law